



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Alexandria, Virginia

Serial No.: 10/051,743

Examiner: S.M. Getzow

Filed: January 22, 2002

Art Unit: 3762

In re application of: Robert E. Fischell, et al

Docket No.: A1-01

For: RAPID RESPONSE SYSTEM FOR THE TREATMENT AND DETECTION OF
CARDIAC EVENTS

RESPONSE TO OFFICE ACTION

Commissioner for Patents

Alexandria, Virginia 22313-1450

Sir:

In response to the Office Action of December 1, 2004 and in light of the courteous interview granted by the Examiner on December 10, 2004, the Applicants hereby submit this response with a request for allowance of all pending claims.

REMARKS

The applicants have carefully considered the Examiner's Office Action dated December 1, 2004 as well as all of the Examiner's comments during the December 10 interview. These remarks are intended to provide the basis for the applicants' belief that all the claims of the present application should be allowed.

1. DISCUSSION OF INDEPENDENT CLAIMS 1, 21 AND 89

Independent claims 1, 21 and 89 each require a structural feature which is an implanted drug port. The Examiner has stated that in US Patent Number 6,112,116, the Fischells teach that the patient can self-inject himself with medication. The applicants certainly agree with that statement in the '116 patent. However, the self-injection mentioned in the '116 patent has nothing to do with utilizing the structure of an implanted drug port to deliver